

Exhibit C

Jeff Rabin

From: Jeff Rabin
Sent: Thursday, December 10, 2009 4:50 PM
To: 'Dan_Herp@playstation.sony.com'
Subject: RE: Marvell v. CSIRO (Subpoena to Sony Computer Entertainment America Inc.)

Thanks, Dan. It looks like we've got that discovery extension worked out, so we don't need to have a meet-and-confer today. **If working on a declaration is an option, let's go down that road.** If not, I'll get back with a proposed meet-and-confer time sometime tomorrow or early next week. Thanks, Jeff

From: Dan_Herp@playstation.sony.com [mailto:Dan_Herp@playstation.sony.com]
Sent: Thursday, December 10, 2009 12:28 PM
To: Jeff Rabin
Subject: RE: Marvell v. CSIRO (Subpoena to Sony Computer Entertainment America Inc.)

Jeff,

I am generally available all day today for a meet and confer call. Please let me know if there is a time that works best for you. Thanks.

Dan

"Jeff Rabin" <jrambin@capshawlaw.com>

To Dan Herp/Contractor/SCEA@Playstation

cc

12/09/2009 03:00 PM

Subject RE: Marvell v. CSIRO (Subpoena to Sony Computer Entertainment America Inc.)

Dan,

Tried calling you. Figured email better than voicemail. Here's the update: There may be an agreement to extend the discovery deadline in this case. It's been agreed in principle, stipulation should be filed shortly. As a result we should be getting more time to work on a declaration.

Also, as to your objection below, I think (naturally) that the notice was properly served. **That said, if the obstacle to getting this done is just the deposition location, I can agree to Tyler, Dallas, or Austin.**

However, in the event that the discovery extension doesn't go through, are you available for a meet-and-confer call? I've got to file one before filing my motion.

Thanks,
Jeff

From: Jeff Rabin
Sent: Saturday, December 05, 2009 3:49 PM
To: 'Dan_Herp@playstation.sony.com'
Subject: RE: Marvell v. CSIRO (Subpoena to Sony Computer Entertainment America Inc.)

Dan, That's right, we did agree to the ninth. I understand your position in the event we need to file a motion. I'd like to avoid that as much as anyone.

What were your thoughts on the SCEA material?

From: Dan_Herp@playstation.sony.com [mailto:Dan_Herp@playstation.sony.com]
Sent: Friday, December 04, 2009 8:52 PM
To: Jeff Rambin
Subject: Re: Marvell v. CSIRO (Subpoena to Sony Computer Entertainment America Inc.)

Jeff,

You specifically agreed during our telephone conversation earlier today to extend the time to respond until Wednesday, December 9, 2009, and, as I mentioned to you, I will be out of the office on Monday. As I also mentioned to you, Sony Computer Entertainment America Inc. is not in a position to authenticate documents that were generated by other entities.

If you intend to file a motion to compel, please be advised that, in addition to the objections previously raised, we believe the subpoena was not probably served as it was not served in the district where the suit is pending, nor was it served within 100 miles of the place of the deposition. We further object that the location of the deposition in Longview, Texas is improper.

Dan

"Jeff Rambin" <jrambin@capshawlaw.com>

12/04/2009 01:10 PM

To: Dan Herp/Contractor/SCEA@Playstation
cc
Subject: Marvell v. CSIRO (Subpoena to Sony Computer Entertainment America Inc.)

Dan,

Here's where I'm at. We can, and will roll this over to Tuesday, December 8, 2009. However, I'm up against a discovery deadline, so I can't do more than that. As much as I'd like to keep working on this by agreement, we need to get a motion on file within the discovery period. Either you can tell me that you won't produce a 30(b)(6) deponent, and I'll file a motion to compel, or you can grab the bull by the horns and file a motion to quash. One way or the other, the motion needs to be on the 30(b)(6) notice because the 30(b)(6) deposition is the discovery instrument that was served on Sony Computer Entertainment America, Inc.

That said, I appreciate your willingness to work on resolving this via declaration. In fact, I hope that we can resolve all issues via declaration within the discovery period. Let's keep working in that direction.

Focusing on areas of agreement first:

Based on our phone call, I understand that Sony Computer Entertainment America, Inc., will most likely be able to give a declaration as to any document retrieved from its website: www.us.playstation.com. With that in mind, here are some categories of documents from that website I'd like to prove up:

1. PS3 manuals. These are available at <http://www.us.playstation.com/Support/Manuals/PS3>.
2. Selected SCEA press releases. These are available at: <http://www.us.playstation.com/News/PressReleases>.
3. SCEA's PS3 homepage, www.us.playstation.com/PS3. Two Screenshots below.

4. The page shown when you click "Learn More" on SCEA's homepage:
http://www.us.playstation.com/PS3/dearplaystation/?ILC-Ips&FTTR=PS3Landing_120GBDetails. Screenshot below.
5. The page (including imbedded video) shown when you click on the "Connect your PS3 to the Internet" on SCEA's PS3 homepage. It takes you through to: http://playstation.custhelp.com/cgi-bin/playstation.cfg/php/enduser/std_adp.php?p_faqid=977&p_sid=WO9HwCOj.
6. PSP Features, available at: <http://www.us.playstation.com/PSP/Features>. Including the click-to-pages for each feature.
7. The Support homepage: <http://www.us.playstation.com/Support>.
8. The "Connect your PSP to the Internet" page, linked to from the Support home page: http://playstation.custhelp.com/cgi-bin/playstation.cfg/php/enduser/std_adp.php?p_faqid=460&p_sid=WO9HwCOj.
9. The "Where to Buy" page: <http://www.us.playstation.com/WTB>.
10. The "Boom to the Power of Boom" ad, and the blog post setting it up: <http://blog.us.playstation.com/2009/11/it-only-does-unbelievable-hd-entertainment-bundles/>

Where we may differ:

Entities related to SCEA. It looks to me like SCEA's website is by-and-large, marketing and product support. For example there's no SCEA investor relations page. As to published corporate strategy and financials for the PlayStation 3 and the PlayStation Portable I've got to go to the Sony Computer Entertainment, Inc. (SCEI) website, or the websites of Sony Corporation of America (SCA), or the ultimate parent, Sony. Likewise, Sony Electronics markets the Playstation systems. Some of the material I'd like to prove up comes from those sources. With that in mind, I've attached a case about the meaning of control under the discovery rules. I think the material at issue is within SCEA's control.

The article quoting Mr. Hirai. Given that Mr. Hirai is President of Sony Computer Entertainment, Inc., and Chairman of Sony Computer Entertainment America, Inc., I think SCEA is in a position to confirm what he said, and likely has a copy of the article in its own archives.

I'm glad that we are talking. That said, I need to resolve this soon. Please give me your position on these matters as soon as you can.

Thanks,
Jeff

Jkgkjgjk

From: Jeff Rambin
Sent: Thursday, December 03, 2009 11:52 AM
To: 'Dan_Herp@playstation.sony.com'
Subject: RE: Marvell v. CSIRO (Subpoena to Sony Computer Entertainment America Inc.)

Thanks, Dan. Friday is confirmed.

Here's what I have in mind for the declaration. To be put on SCEA letterhead. I'll fill out the list of documents later – just wanted to give you a rough idea.

Jeff

My name is _____. I am over the age of 21, of sound mind, capable of making this declaration, and personally acquainted with the facts herein stated:

I am employed by Sony Computer Entertainment America, Inc. My job title is _____. I am a custodian of records for Sony Computer Entertainment America, Inc., as to the documents set forth herein.

1. Playstation 3 Quick Reference CEHH01, 3-285-687-11(1). This 100 page document is a publication of Sony Computer Entertainment, Inc.
2. Playstation 3 Quick Reference CEHH01, 3-285-687-13(1). This 100 page document is a publication of Sony Computer Entertainment, Inc.
3. Playstation 3 Quick Reference CECHK01, 4-107-608-11(1). This 100 page document is a publication of Sony Computer Entertainment, Inc.
4. Playstation 3 Quick Reference CECHL01, 4-117-133-41(1). This 100 page document is a publication of Sony Computer Entertainment, Inc.
5. Playstation 3 Quick Reference CECHP01, 4-126-895-11(1). This 100 page document is a publication of Sony Computer Entertainment, Inc.
6. Playstation 3 Safety and Support 2-894-644-12(2). This 80 page document is a publication of Sony Computer Entertainment, Inc.
7. Playstation 3 Quick Reference 3-212-098-12(1). This 96 page document is a publication of Sony Computer Entertainment, Inc.
8. Playstation 3 Quick Reference 3-275-579-51(1). This 100 page document is a publication of Sony Computer Entertainment, Inc.
9. PlayStation 3 Instruction Manual CECH-2001A, 4-151-026-61(1). This 120 page document is a publication of Sony Computer Entertainment, Inc.
10. A .pdf document dated November 12, 2009 titled "Accessories PS398018 PlayStation 250GB System Sony Sony Style USA". This three page document is a web advertisement by Sony Electronics, Inc., marketing the Sony Computer Entertainment, Inc., PS3 System, Model number: PS398018 and related accessories.
11. A .pdf document dated November 11, 2009 titled "Connectivity – DLNA." This one page document is a web page of Sony Computer Entertainment America, Inc.
12. A .pdf document dated November 11, 2009 titled "Connectivity – Internet Browsing." This one page document is a web page of Sony Computer Entertainment America, Inc.
13. A .pdf document dated November 11, 2009 titled "Connectivity – Online Features." This one page document is a web page of Sony Computer Entertainment America, Inc.
14. A .pdf document dated November 11, 2009 titled "Connectivity – Remote Play." This one page document is a web page of Sony Computer Entertainment America, Inc.
15. A .pdf document dated November 11, 2009 titled "Drake's Fortune Bundle." This three page document is a web page of Sony Computer Entertainment America, Inc.
16. A .pdf document dated November 11, 2009 titled "FAQs." This four page document is a web page of Sony Computer Entertainment America, Inc.

These memoranda, reports, records, and/or data compilations (hereafter referred to as "record" or "records") are kept by Sony Computer Entertainment, Inc., in the regular course of business, and it was the regularly conducted course of business activity for Sony Computer Entertainment, Inc., for an employee or representative of Sony Computer Entertainment, Inc., with knowledge of the act, event, condition, opinion, or diagnosis recorded to make the record or transmit information thereof to be included in such record; the record was made at or near the time of the occurrence of the matters set forth; and the record was made by

the regularly conducted activity as a regular practice.

The records attached hereto are originals or exact duplicates of the originals.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this ____ day of December, 2009.

From: Dan_Herp@playstation.sony.com [mailto:Dan_Herp@playstation.sony.com]
Sent: Wednesday, December 02, 2009 7:23 PM
To: Jeff Rabin
Subject: Marvell v. CSIRO (Subpoena to Sony Computer Entertainment America Inc.)

Jeff,

I received your voicemail following up on our conversation earlier today. I have not received your email with the draft written questions. Also, I am confirming our agreement to extend the time for Sony Computer Entertainment America Inc. to respond to the subpoena in this action until 12/4/2009, so that we may have an opportunity to review the draft written questions. Thanks very much.

Dan Herp
Sony Computer Entertainment America Inc.

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This email was Anti Virus checked by Astaro Security Gateway. <http://www.astaro.com>